



Secos. and Mail  
BOX AF

#1364 AF/ 2-700  
Notice of Appeal \$  
3-8-03

RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED  
PROCEDURE - EXAMINING GROUP 2634

Attorney Docket No.: 8194-205

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Bottomley  
Serial No.: 09/204,734  
Filed: December 3, 1998  
For: DIGITAL RECEIVERS AND RECEIVING METHODS THAT SCALE FOR  
RELATIVE STRENGTHS OF TRAFFIC AND PILOT CHANNELS DURING SOFT  
HANDOFF

February 18, 2003

BOX AF  
Commissioner for Patents  
Washington, DC 20231

RECEIVED  
FEB 26 2003  
Technology Center 2600

NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Pursuant to 35 USC §134, 37 CFR 1.191, and MPEP §1205, the Applicant in the above-identified patent application hereby appeals to the Board of Appeals from the final Office Action of October 18, 2002 and the Advisory Action of January 13, 2003 objecting to Claims 17 and 18 and rejecting Claims 1, 5, 7 - 9, 12, 15, 16, 18 - 20, 23, 27 and 29 - 31.

☒ Enclosed is a check in the amount of \$320.00 for the Appeal fee as provided by 37 C.F.R. § 1.17(b).

☐ Payment by credit card is requested. Form PTO-2038 is attached.

☐ A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

☐ Also enclosed: \_\_\_\_\_

☒ The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment, to our Deposit Account No. 50-0220. A duplicate copy of this sheet is enclosed.

02/25/2003 JBALINAN 00000148 09204734

02 FC:1401

320.00 0P

Respectfully submitted,

*David K. Purks*

David K. Purks

Registration No. 40,133

In re: Bottomley  
Serial No.: 09/204,734  
Filed: December 3, 1998  
Page 2 of 2



20792

PATENT TRADEMARK OFFICE

Telephone: 919-854-1400  
Facsimile (919) 854-1401

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: BOX AF, Commissioner for Patents, Washington, DC 20231 on February 18, 2003.

A handwritten signature in black ink, appearing to read 'Audra Wooten', written over a horizontal line.

Audra Wooten; February 18, 2003